

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

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| Illinois Commerce Commission | : | |
| On Its Own Motion | : | |
| | : | 98-0194 |
| Implementation of Section 16-127 of | : | |
| the Public Utilities Act | : | |

ORDER

By the Commission:

Public Act 90-561 added Section 16-127 to the Public Utilities Act. Section 16-127 concerns environmental disclosures to be made to customers by electric utilities and alternative retail electric suppliers. The Section provides in relevant part:

(a) Effective January 1, 1999, every electric utility and alternative retail electric supplier shall provide the following information, to the maximum extent practicable, with its bills to its customers on a quarterly basis:

(i) the known sources of electricity supplied, broken-out by percentages, of biomass power, coal-fired power, hydro power, natural gas-fired power, nuclear power, oil-fired power, solar power, wind power and other resources, respectively; and

(ii) a pie-chart which graphically depicts the percentages of the sources of the electricity supplied as set forth in subparagraph (i) of this subsection.

(b) In addition, every electric utility and alternative retail electric supplier shall provide, to the maximum extent practicable, with its bills to its customers on a quarterly basis, a standardized chart in a format to be determined by the Commission in a rule following notice and hearings which provides the amounts of carbon dioxide, nitrous oxides and sulfur dioxide emissions and nuclear waste attributable to the known sources of electricity supplied as set forth in subparagraph (i) of subsection (a) of this Section.

.....

(e) All of the information provided in subsections (a) and (b) of this Section shall be presented to the Commission for inclusion in its World Wide Web Site.

Given this legislative mandate, it is appropriate for the Commission to initiate a rulemaking proceeding to develop the rules that will provide a standardized chart as contemplated by Section 16-127(b) and also develop rules for the format for the presentation of the information required by subsections (a) and (b) so that the Commission will be able to effectively implement subsection (e)..

The Commission, being fully advised in the premises, is of the opinion and finds that:

- (1) the Commission has jurisdiction over the subject matter herein;
- (2) the Commission should take administrative notice of P.A. 90-561;
- (3) the recitals of fact set forth in the prefatory portion of this order are supported by the record and are hereby adopted as findings of fact;
- (4) a proceeding should be initiated to develop rules to implement Section 16-127 of the Public Utilities Act;
- (5) this proceeding is a rulemaking and should be conducted as such;
- (6) a copy of this order should be served on each electric utility under the jurisdiction of the Commission;
- (7) a prehearing conference should be held on April 7, 1998 at 10a.m. in the Commission's offices in Springfield.

IT IS THEREFORE ORDERED by the Illinois Commerce Commission a proceeding be initiated to develop rules to implement Section 16-127 of the Public Utilities Act.

IT IS FURTHER ORDERED that the Commission takes administrative notice of P.A. 90-561.

IT IS FURTHER ORDERED that this proceeding is a rulemaking and shall be conducted as such.

IT IS FURTHER ORDERED that this Order is not final; it is not subject to the Administrative Review Law.

IT IS FURTHER ORDERED that a copy of this Order be served on each electric utility under the jurisdiction of the Commission.

IT IS FURTHER ORDERED that a prehearing conference be held on April 7, 1998 at 10:00 a.m. in the Commission's offices in Springfield.

By order of the Commission this 11th day of March, 1998.

(SIGNED) Dan Miller

Chairman

(S E A L)

IT IS FURTHER ORDERED that a prehearing conference be held on April 7, 1998 at 10:00 a.m. in the Commission's offices in Springfield.

By order of the Commission this 11th day of March, 1998.

Chairman